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TOLER S		•	DESIR, PIERRE LOUIS		
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	AUSTIN, TX 78746			2617	
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Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)					
	10/702,132	BICKER ET AL.					
Office Action Summary	Examiner	Art Unit					
	Pierre-Louis Desir	2617					
The MAILING DATE of this communication app Period for Reply	ears on the cover sheet with the c	orrespondence address					
A SHORTENED STATUTORY PERIOD FOR REPLY WHICHEVER IS LONGER, FROM THE MAILING DA - Extensions of time may be available under the provisions of 37 CFR 1.13 after SIX (6) MONTHS from the mailing date of this communication. - If NO period for reply is specified above, the maximum statutory period v - Failure to reply within the set or extended period for reply will, by statute, Any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b).	ATE OF THIS COMMUNICATION 36(a). In no event, however, may a reply be tim will apply and will expire SIX (6) MONTHS from the cause the application to become ABANDONE	I. nely filed the mailing date of this communication. D (35 U.S.C. § 133).					
Status							
Responsive to communication(s) filed on 14 Fe This action is FINAL. 2b) ☐ This Since this application is in condition for allower closed in accordance with the practice under E	action is non-final. nce except for formal matters, pro						
Disposition of Claims							
4) Claim(s) 1-15 and 18-21 is/are pending in the a 4a) Of the above claim(s) is/are withdraw 5) Claim(s) is/are allowed. 6) Claim(s) 1-15 and 18-21 is/are rejected. 7) Claim(s) is/are objected to. 8) Claim(s) are subject to restriction and/or Application Papers 9) The specification is objected to by the Examine 10) The drawing(s) filed on 11/05/2003 is/are: a) Applicant may not request that any objection to the specification are specification specif	vn from consideration. r election requirement. r.] accepted or b) □ objected to by drawing(s) be held in abeyance. See	e 37 CFR 1.85(a).					
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d). 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.							
Priority under 35 U.S.C. § 119							
12) Acknowledgment is made of a claim for foreign a) All b) Some * c) None of: 1. Certified copies of the priority documents 2. Certified copies of the priority documents 3. Copies of the certified copies of the prior application from the International Bureau * See the attached detailed Office action for a list	s have been received. s have been received in Applicati rity documents have been receive u (PCT Rule 17.2(a)).	on No ed in this National Stage					
Attachment(s)	∆ □	(DTO 442)					
1) 区 Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date いい パ しっこう	4) Interview Summary Paper No(s)/Mail Da 5) Notice of Informal P 6) Other:						

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DETAILED ACTION

1. The Art Unit location of your application in the USPTO has changed. To aid in correlating any papers for this application, all further correspondence regarding this application should be directed to Art Unit 2617.

Response to Arguments

2. Applicant's arguments filed on 02/14/2006 have been fully considered but they are not persuasive.

Applicants argue that Moore and Ishidoshiro do not disclose the limitation, "sending a call forwarding message including the Internet protocol address from the mobile phone to a remote cellular network element of a wide area cellular network. Furthermore, adds applicants, the IP address sent by the radio IP telephone of Ishidoshiro is sent to the wireless LAN base station, not to a remote cellular network element of a wide area cellular network.

Examiner respectfully disagrees. First, Examiner wants to reiterate the disclosure on page 3 of the Office action dated December 2, 2006, as related to what Moore does and does not specifically disclose. As seen on page 3 of that Office action, Examiner stated that Moore discloses a method comprising receiving an Internet protocol address (see page 2, paragraph 32, and page 3 paragraphs 39-40), and sending a call forwarding message from the mobile phone to a remote cellular network element of a wide area cellular network (see page 2, paragraph 32, and page 3 paragraph 39), Moore does not specifically (although being obvious) a method comprising receiving an Internet protocol address associated with the wireless local area network base station, nor does he specifically disclose sending a call forwarding message which includes the internet protocol address from the mobile phone to a remote cellular network element of a

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wide area cellular network. As written and seen on page 3 of that office action, is that Moore does not specifically the sending of the forwarding message, which includes the Internet protocol address. Applicant statement, as related to what is admitted in the office action lacks accuracy.

Moore discloses a method comprising the Internet protocol address (see page 2, paragraph 32, and page 3, paragraphs 39-40) and sending a call forwarding message from the mobile to a remote cellular network (i.e., i.e., send a command to the mobile telephone network 30 instructing the mobile telephone network 30 to forward incoming telephone calls to the telephone number of the VoIP gateway 20 via the VoIP telephone network) (see page 2, paragraph 32, and page 3 paragraph 39). As stated in the Office action, what Moore does not specifically disclose is the sending of the call forwarding message with the Internet protocol address. Applicants, in their reply, did not address this fact. Combining the Moore's reference with Ishidoshiro's, one skilled in the art would unhesitatingly and obviously conceptualize that the mobile handset could send both the call forwarding message (i.e., call forwarding request) together with the IP address. Therefore, the rejection stands.

Applicants argue, with respect to claim 8, that Moore and Ishidoshiro do not disclose or suggest receiving an optional port number, nor do they disclose sending the optional port number to a mobile phone.

Examiner respectfully disagrees. Applicants does not specifically disclose in the specification what defines an <u>optional</u> port number. As such, Examiner gives it the broadest interpretation. Ishidoshiro discloses that the radio IP telephone set 20a entering the radio zone 40a to be communicable with the wireless LAN base station 10a transmits a linkage request to the wireless LAN base station 10a. In response to input of the linkage request, the wireless LAN

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base station 10a transmits a notice of linkage acceptance to the radio IP telephone set 20a and allocates an IP address to the radio IP telephone set 20a (see paragraphs 38-40). Thus, while in that specific zone, the radio IP telephone set 20a establishes connection through the wireless LAN base station 10a. Therefore, one skilled in the art would unhesitatingly and obviously conceptualize that the wireless LAN base station sends a port number with allocation of the IP address to the telephone set since the radio telephone set establishes connection through that specific wireless LAN base station.

Regarding claim 14, Applicants argue that the Office action admits that Reding or Moore do not disclose or suggest element of the claim and that the system of Ishidoshiro does not send call forwarding message. Further, add applicants, the system of Ishidoshiro sends an IP address to a wireless LAN base station, not to a remote wide area cellular network.

Examiner respectfully disagrees. Moore discloses a device comprising receiving an Internet protocol address (see page 2, paragraph 32, and page 3 paragraphs 39-40), and sending a call forwarding message from the mobile phone to a remote wide area cellular network (see page 2, paragraph 32, and page 3 paragraph 39). Therefore, one skilled in the art would unhesitatingly and obviously conceptualize that for the call to be properly forwarded, the network would receive the IP address with the forwarding message.

Claim Rejections - 35 USC § 103

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person

having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

4. Claims 1-2, 5-9, 11-13, 19-21 are rejected under 35 U.S.C. 103(a) as being unpatentable over Moore (Pub. No. U.S. 2003/0039242), in view of Ishidoshiro (Pub. No. U.S. 2004/0066776).

Regarding claim 1, Moore discloses a method of forwarding a call from a mobile phone, the method comprising: determining that the mobile phone is within range of a wireless local area network base station with voice over internet protocol capability (i.e., the mobile handset is enabled to determine whether it is within range of the local network) (see page 2, paragraph 29 lines 9-10); receiving an internet protocol address (see page 2, paragraph 32, and page 3 paragraphs 39-40).

Although Moore discloses a method comprising receiving an Internet protocol address (see page 2, paragraph 32, and page 3 paragraphs 39-40), and sending a call forwarding message from the mobile phone to a remote cellular network element of a wide area cellular network (see page 2, paragraph 32, and page 3 paragraph 39), Moore does not specifically (although being obvious) a method comprising receiving an Internet protocol address associated with the wireless local area network base station, nor does he specifically disclose sending a call forwarding message which includes the internet protocol address from the mobile phone to a remote cellular network element of a wide area cellular network.

However, Ishidoshiro discloses a method comprising receiving an Internet protocol address associated with the wireless local area network base station (i.e., in response to input of a linkage request, the wireless LAN base station allocates an IP address to the radio IP telephone set) (see pages 3-4, paragraphs, 33, 38-40) and sending a message which includes the internet

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protocol address from the mobile phone to a remote cellular network element of a wide area cellular network (i.e., the radio IP telephone set notifies the wireless LAN base station of a terminal ID, which includes IP address, a MAC address, and a telephone number. The wireless LAN base station sends the terminal ID to the gatekeeper) (see pages 3-4, paragraph 38-40).

Therefore, it would have been obvious to one of ordinary skill in the art at the time of the invention to combine the teachings of Moore with the teachings as described by Ishidoshiro to arrive at the claimed invention. A motivation for doing so would have been to ensure proper access to the network.

Regarding claim 2, Moore discloses a method (see claim 1 rejection), wherein the cellular network redirects a call destined to the mobile phone to the wireless local area network base station for communication with the mobile phone using the voice over Internet protocol (i.e., the mobile handset sends a command to the mobile telephone network instructing the mobile telephone network to forward incoming telephone calls to a telephone number of the VoIP gateway via the VoIP telephone network) (see page 3, paragraphs 34, and 39).

Regarding claim 5, Moore discloses a method (see claim 1 rejection), further comprising determining that the mobile phone has moved out of range of the wireless local area network base station and sending a message to the cellular network element to cancel call forwarding to the wireless local area network base station (i.e., the handset is enabled to determine whether it is within range of the local network. And, the forwarding of telephone calls may be disabled when the handset is outside the range of the local network) (see page 2, paragraphs 29, and 30).

Regarding claim 6, Moore discloses a method (see claim 1 rejection), wherein the wide area cellular network sends a call directly to the mobile phone over the cellular spectrum after

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the mobile phone has moved out of range of the wireless local area network base station (i.e., if the handset is outside of the range of the local network, data traffic may be routed to and from the handset via the mobile telephone network) (see page 2, paragraph 29, lines 13-15).

Regarding claim 7, Moore discloses a method (see claim 2 rejection), wherein the mobile phone and the wireless local area network base station communicate bidirectionally using a voice over Internet protocol (i.e., a VoIP gateway for the VoIP telephone network. A cable modem allows communication between the mobile handset and the VoIP telephone network. Also, data traffic may be routed to and from the handset via the VoIP telephone network) (see page 2, paragraph 29).

Regarding claim 8, Moore discloses a method of communicating from a wireless local area base station to a mobile phone (see abstract), the method comprising: determining that the mobile phone is within range of the wireless local area network base station, the wireless local area network base station having voice over internet protocol communications capability (i.e., the mobile handset is enabled to determine whether it is within range of the local network) (see page 2, paragraph 29 lines 9-10).

Although Moore discloses a method comprising retrieving an internet protocol address (see paragraphs 39-40), and sending the internet protocol address (see page 2, paragraphs 32, 37, 39-40, 42), Moore does not specifically disclose a method comprising retrieving an internet protocol address and an optional port number associated with the wireless local area network base station from a memory and sending the internet protocol address and optional port number to the mobile phone over a wireless fidelity communication link to the mobile phone.

However, Ishidoshiro discloses a method comprising retrieving an internet protocol address and an optional port number (base station ID) associated with the wireless local area network base station from a memory (see page 3, paragraphs, 33, 38-40) and sending the internet protocol address and optional port number to the mobile phone over a wireless fidelity communication link to the mobile phone (see pages 3-4, paragraph 38-40). It is worth noted that Applicants do not specifically disclose in the specification what defines an optional port number. As such, Examiner gives it the broadest interpretation. Ishidoshiro discloses that the radio IP telephone set 20a entering the radio zone 40a to be communicable with the wireless LAN base station 10a transmits a linkage request to the wireless LAN base station 10a. In response to input of the linkage request, the wireless LAN base station 10a transmits a notice of linkage acceptance to the radio IP telephone set 20a and allocates an IP address to the radio IP telephone set 20a (see paragraphs 38-40). Thus, while in that specific zone, the radio IP telephone set 20a establishes connection through the wireless LAN base station 10a (i.e., through the wireless LAN port). Therefore, one skilled in the art would unhesitatingly and obviously conceptualize that the wireless LAN base station sends a port number with allocation of the IP address to the telephone set since the radio telephone set establishes connection through that specific wireless LAN base station.

Therefore, it would have been obvious to one of ordinary skill in the art at the time of the invention to combine the teachings of Moore with the teachings as described by Ishidoshiro to arrive at the claimed invention. A motivation for doing so would have been to ensure proper access to the network.

Regarding claim 9, Moore discloses a method (see claim 8 rejection), further comprising receiving a call from a wide area network, the call directed to the mobile phone at the internet protocol address and the optional port number of the wireless local area network base station VoIP provider (i.e., data traffic may be routed to handset via the VoIP telephone network) (see paragraph 9, 29, and 37-39. Also refer to claim 8 rejection as related to the combination).

Regarding claim 11, Moore discloses a method (see claims 8, 9 rejections), wherein the wide area network includes a high speed wired communication channel (see page 2, paragraph 30).

Regarding claim 12, Moore discloses a method (see claim 9 rejection), wherein the high speed wired communication channel is a digital subscriber line connection (i.e., Broadband connection) (see page 3, paragraph 38).

Regarding claim 13, Moore discloses a method (see claims 8 rejection), further comprising establishing a bidirectional communication path between the wireless local area network base station and the mobile phone and communicating in accordance with voice over internet protocol over the bidirectional communication path (i.e., a VoIP gateway for the VoIP telephone network. A cable modem allows communication between the mobile handset and the VoIP telephone network. Also, data traffic may be routed to and from the handset via the VoIP telephone network) (see page 2, paragraph 29).

Regarding claim 19, Moore discloses a method (see claim 2 rejection) wherein the call destined to the mobile phone is communicated between the remote cellular network element and the wireless local area network base station without utilizing a public switched telephone network (i.e., the mobile telephone network 30 and the VoIP network 25 may both be configured

to route telephony data traffic to the PSTN network 40 and IP data traffic to the IP network 50) (see paragraph 52. Also refer to Ishidoshiro paragraphs 39-40, and claim 8 rejection as related to the combination).

Regarding claim 20, Moore discloses a method (see claim 1 rejection) wherein the internet protocol address is received at the mobile phone from the wireless local area network base station via a wireless connection (see page 2, paragraphs 32, 37, 39-40, 42. Also refer to Ishidoshiro paragraphs 38-40, and claim 8 rejection as related to the combination).

Regarding claim 21, Moore discloses a method as described above (see claim 8 rejection).

Although Moore discloses a method comprising and sending the Internet protocol address (see page 2, paragraphs 32, 37, 39-40, 42), Moore does not specifically disclose a method comprising sending the internet protocol address and the optional port number from the wireless local area network base station to the mobile phone.

However, Ishidoshiro discloses a method comprising retrieving an internet protocol address and an optional port number (base station ID) associated with the wireless local area network base station from a memory (see page 3, paragraphs, 33, 38-40) and sending the internet protocol address and optional port number to the mobile phone over a wireless fidelity communication link to the mobile phone (see pages 3-4, paragraph 38-40). Ishidoshiro also discloses that the radio IP telephone set 20a entering the radio zone 40a to be communicable with the wireless LAN base station 10a transmits a linkage request to the wireless LAN base station 10a. In response to input of the linkage request, the wireless LAN base station 10a transmits a notice of linkage acceptance to the radio IP telephone set 20a and allocates an IP address to the

radio IP telephone set 20a (see paragraphs 38-40). Thus, while in that specific zone, the radio IP telephone set 20a establishes connection through the wireless LAN base station 10a (i.e., through the wireless LAN port). Therefore, one skilled in the art would unhesitatingly and obviously conceptualize that the wireless LAN base station sends a port number with allocation of the IP address to the telephone set since the radio telephone set establishes connection through that specific wireless LAN base station.

Therefore, it would have been obvious to one of ordinary skill in the art at the time of the invention to combine the teachings of Moore with the teachings as described by Ishidoshiro to arrive at the claimed invention. A motivation for doing so would have been to ensure proper access to the network.

wherein sending the internet protocol address and the optional port number comprises sending the internet protocol address and the optional port number from the wireless local area network base station to the mobile phone (see page 2, paragraphs 32, 37, 39-40, 42. Also refer to Ishidoshiro paragraphs 39-40, and claim 8 rejection as related to the combination).

5. Claims 3 and 10 are rejected under 35 U.S.C. 103(a) as being unpatentable over Moore and Ishidoshiro, in further view of Reding et al. (Reding), Pub. No. 2004/0213212.

Regarding claim 3, Moore and Ishidoshiro disclose a method as described above (see claim 1 rejection).

Although Moore and Ishidoshiro disclose a method as described, the combination does not specifically disclose a method, wherein the mobile phone determines that it is in range of the

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wireless local area network by receiving a message in accordance with the 802.11 communication protocol.

However, Reding discloses a method for call forwarding (see abstract), in which the system is capable of receiving an indication, which indicates that a first wireless device has entered or left the vicinity or range of a second wireless device, wherein the indication may be accomplished by using a protocol such as the IEEE 802.11(b).

Therefore, it would have been obvious to one of ordinary skill in the art at the time of the invention to combine the teachings, which are analogous, to arrive at the claimed invention. A motivation for doing so would have been to allow wireless comparability comparable to Ethernet.

Regarding claim 10, Moore and Ishidoshiro disclose a method as disclosed above (see claim 9 rejection).

Although Moore and Ishidoshiro disclose a method as described above, the combination does not specifically disclose a method, wherein the wide area network is a distributed computer network.

However, Reding discloses a method of communicating from a wireless local area base station to a mobile phone, wherein the wide area network is a distributed computer network (i.e., a network which consist of clients and servers connected in such a way that any system can potentially communicate with any other system) (see page 2, paragraph 25).

Therefore, it would have been obvious to one of ordinary skill in the art at the time of the invention to combine the teachings as disclosed by Moore and Ishidoshiro with the teachings as

distribute processing to inexpensive system, and to relieve servers of many tasks.

and Ishidoshiro, in further view of Shostak, Pub. No. US 20040127241

disclosed by Reding to arrive at the claimed invention. A motivation to do so would have been to

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6. Claims 4 is rejected under 35 U.S.C. 103(a) as being unpatentable over Moore

Moore and Ishidoshiro disclose a method as described above (see claim 1 rejection).

Although the combination discloses a method wherein the handset may dynamically be assigned a new IP address on an IP subnet of the voice IP gateway (see page 3 paragraph 40), the combination does not specifically disclose a method, wherein the Internet protocol address is communicated to the mobile phone using the dynamic host configuration protocol.

However, Shostak discloses a method wherein IP addresses are assigned dynamically through the customer's DHCP server (see paragraph 84).

Therefore, it would have been obvious to one of ordinary skill in the art at the time of the invention to combine both teachings to arrive at the claimed invention. A motivation for doing so would have been to reduce the work necessary to administer an IP network, as related to the distribution of IP addresses

7. Claims 14-15, 18 are rejected under 35 U.S.C. 103(a) as being unpatentable over Reding in view of Moore and Ishidoshiro.

Regarding claim 14, Reding discloses a mobile phone comprising: a housing (see fig. 6-8); an antenna attached to the housing (see fig. 6-8); a wide area cellular communications module disposed within the housing; a wide area cellular communications module having a cellular

interface to communicate with a remote wide area cellular network (i.e., transceiver) (see page 2, paragraph 26; and page 8, paragraphs 88 and 89); and a short-range wireless local area network module disposed within the housing, the short-range wireless local area network module having a wireless interface to communicate with a wireless local area network having voice over internet protocol communications capability (see page 8 paragraph 88).

Although Reding discloses a mobile phone as described above, Reding does not specifically disclose a mobile phone, wherein an internet protocol address received by the mobile phone from a wireless local area network is stored in the memory, and wherein the wide area cellular communication module formulates a call forwarding message that includes the internet protocol address, the call forwarding message to be communicated to the remote wide area cellular network.

However, Moore discloses a disclose a mobile phone (i.e. mobile handset), wherein an internet protocol address received by the mobile phone from a wireless local area network is stored (i.e., the handset 10 may dynamically assigned a new IP address on an IP subnet of the VoIP gateway 20. One skilled in the art would immediately envision that the new IP address, which is assigned to the handset is stored in the inherent memory of the handset) (see paragraph 40). Also, Moore discloses a device comprising receiving an Internet protocol address (see page 2, paragraph 32, and page 3 paragraphs 39-40), and sending a call forwarding message from the mobile phone to a remote wide area cellular network (see page 2, paragraph 32, and page 3 paragraph 39). As known, for the call to be properly forwarded, the network would receive the IP address with the forwarding message

Ishidoshiro discloses a handset wherein a message is formulated that includes the Internet protocol address, the call forwarding message to be communicated to a network (see pages 3-4, paragraphs 38-40).

Therefore, it would have been obvious to one of ordinary skill in the art at the time of the invention to combine both teachings to arrive at the claimed invention. A motivation to do so would have been to insure the authentication of the communication process.

Regarding claim 15, Reding discloses a mobile phone (see claim 14 rejection), wherein the wide area cellular communications module and the short-range wireless local area network module are computer software modules integrated within a digital processor device (i.e., Bluetooth-enabled device) (see page 8, paragraph 89).

Regarding claim 18, Reding discloses a mobile phone as described above (see claim 15 rejection).

Although Reding discloses a mobile phone as described above, Reding fails to specifically disclose a mobile phone device, wherein an internet protocol address received by the mobile phone from a wireless local area network is stored, and wherein the wide area cellular communication module formulates a message to cancel the previously communicated call forwarding message to be sent to the remote wide area cellular network.

However, Moore discloses mobile phone device, wherein the wide area cellular communication module formulates a message to cancel the previously communicated call forwarding message to be sent to the remote wide area cellular network (i.e., the handset is enabled to determine whether it is within range of the local network. And, the forwarding of

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telephone calls may be disabled when the handset is outside the range of the local network) (see claim 1 rejection, and paragraphs 29-30, 39-40).

Therefore, it would have been obvious to one of ordinary skill in the art at the time of the invention to combine both teachings to arrive at the claimed invention. A motivation to do so would have been to insure the authentication of the communication process.

Conclusion

8. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Pierre-Louis Desir whose telephone number is (571) 272-779. The examiner can normally be reached on Monday-Friday 8:00AM- 5:30PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Joseph Feild can be reached on (571) 272-4090. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Pierre-Louis Desir

04/24/2006

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